

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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	:	
UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	<b>STATEMENT OF FEES &amp;</b>
-and-	:	<b>EXPENSES</b>
	:	
THE VULCAN SOCIETY, INC., for itself and on behalf of	:	<b>07-cv-2067 (NGG)(RLM)</b>
its members, and MARCUS HAYWOOD, CANDIDO	:	
NUÑEZ and ROGER GREGG, individually and on behalf	:	
of a class of all others similarly situated,	:	
	:	
Plaintiffs-Intervenors,	:	
	:	
-against-	:	
	:	
THE CITY OF NEW YORK,	:	
	:	
Defendant.	:	
-----X	:	

MARY JO WHITE, Special Master.

This sixth Statement of Fees and Expenses is submitted in accordance with the Court's June 1, 2010 Order Appointing Special Master (the "Appointment Order") (Dkt. No. 448, ¶ 14). The Appointment Order requires that:

Every 60 days, the Special Master shall submit to the court an itemized statement of fees and expenses, which the court will inspect for regularity and reasonableness. If the court determines the itemized statement is regular and reasonable, the court will sign it and transmit it to the parties. The City shall then remit to the Special Master any court-approved amount, within 20 calendar days of court approval.

(*Id.*)

The Special Master and her law firm have agreed to work on a pro bono basis and accordingly, there are no fees to be paid. For the period of March 22, 2011 through May 23, 2011, the Special Master has incurred expenses totaling \$480.09. An itemized list of the expenses is attached as Exhibit 1.

This statement also includes Dr. Pittman's fees and expenses for the months of March, April, and May. For the month of March, her fees were \$8,875.00 and her expenses were \$1,501.06, for a total of \$10,376.06. For the month of April, Dr. Pittman's fees were \$6,312.50 and her expenses were \$1,247.78, for a total of \$7,560.28. For the month of May, Dr. Pittman's fees were \$6,374.90 and her expenses were \$904.16, for a total of \$7,279.16. Invoices for Dr. Pittman's fees and expenses are attached hereto as Exhibits 2, 3, and 4. These fees fall within the projected monthly fees of between \$7,000 to \$17,000 stated in the Special Master's Application for Approval of Proposed Budget for Special Master's Expert Consultant (Dkt. No. 516), which was approved by the Court on September 3, 2010 (Dkt. No. 519).

Accordingly, the total expenses for the Special Master's work for this period were \$25,695.59. We respectfully request that that Court approve all of these expenses.

/s/ Mary Jo White

Mary Jo White

Dated: May 31, 2011

# Exhibit 1

DEBEVOISE & PLIMPTON LLP

919 Third Avenue  
New York, NY 10022  
Tel 212 909 6000  
Fax 212 909 6836  
www.debevoise.com

***EASTERN DISTRICT OF NEW YORK-Special Master  
Appointment***

05/25/2011

*Disbursements and Charges itemized for the period Mar 22, 2011 to May 23, 2011.*

***Detailed Breakdown of Charges and Disbursements***

<b><u>Description</u></b>	<b><u>Amount</u></b>
Duplicating	\$65.40
Binding	\$15.00
Telephone Toll Calls	\$8.83
Telephone Conferencing & Outside Vendors	\$45.24
Research Information Services	\$41.39
Lawyer Late Night & Test Development Session Transportation	\$304.23
<b>Matter Total</b>	<b>\$480.09</b>

## Exhibit 2

Invoice for Services from:

**The Pittman McLaren Group, L.C.**  
**6626-A Wilson Lane**  
**Bethesda, MD 20817**  
**301.320.9500**  
**Tax Identification #: 52-1924078**  
**PMG Contact:**  
 Shane Pittman, Ph.D.  
 301-320-9500

Invoice to:  
 Philip A. Fortino  
 Debevoise & Plimpton LLP  
 919 Third Avenue  
 New York, New York 10022

**Billing Hours for Client: NYC v US**  
 Mar-11

<b>Project:</b>	FDNY Entry Level Testing	
<b>Invoice #:</b>		NYCvUS Mar-11
<b>Terms:</b>	Net 15	
<b>Inv. Date:</b>	5/25/2011	
<b>Please Remit this Amount:</b>	<b>\$10,376.06</b>	
<b>Remit to:</b>	<b><u>The Pittman McLaren Group, L.C.</u></b>	
	6626-A Wilson Lane	
	Bethesda, MD 20817	

Date	Project Description	Hours	Cost
3/2/2011	Meeting with experts	9.00	\$2,250.00
3/4/2011	Call with C. Dike	1.00	\$250.00
3/4/2011	Call with experts	0.75	\$187.50
3/4/2011	Review of materials	0.50	\$125.00
3/6/2011	Review of materials	0.75	\$187.50
3/6/2011	Research	1.00	\$250.00
3/7/2011	Call with C. Dike	0.50	\$125.00
3/8/2011	Call with C. Dike	0.50	\$125.00
3/8/2011	Call with C. Dike and P. Fortino	0.75	\$187.50
3/8/2011	Review of materials	0.75	\$187.50
3/9/2011	Review of materials	1.00	\$250.00
3/9/2011	Review of materials; correspondence	0.75	\$187.50
3/10/2011	Call with C. Dike	0.25	\$62.50
3/10/2011	Review of materials	0.25	\$62.50
3/11/2011	Review of materials	0.50	\$125.00
3/14/2011	Call with experts	0.75	\$187.50
3/14/2011	Review of materials	1.00	\$250.00
3/14/2011	Review of materials	0.75	\$187.50
3/15/2011	Review of materials	1.00	\$250.00
3/16/2011	Review of materials; memo	3.00	\$750.00
3/16/2011	Review of materials	1.00	\$250.00
3/16/2011	Research	0.75	\$187.50
3/17/2011	Research; review of materials	0.75	\$187.50
3/17/2011	Review of materials	0.50	\$125.00
3/17/2011	Review of materials	1.00	\$250.00
3/21/2011	Call with experts	1.00	\$250.00
3/21/2011	Review of materials; correspondence	0.50	\$125.00
3/22/2011	Review of materials; correspondence	1	\$250.00
3/23/2011	Review of materials	1	\$250.00
3/24/2011	Call with C. Dike	0.25	\$62.50
3/25/2011	Call with experts	1	\$250.00
3/28/2011	Review of materials	0.25	\$62.50
3/28/2011	Call with C. Dike	0.5	\$125.00
3/30/2011	Review of materials	0.5	\$125.00
3/31/2011	Review of materials and correspondence	0.75	\$187.50
		Expenses	1501.06
		35.50	\$10,376.06

## Exhibit 3

Invoice for Services from:

**The Pittman McLenagan Group, L.C.**  
**6626-A Wilson Lane**  
**Bethesda, MD 20817**  
**301.320.9500**  
**Tax Identification #: 52-1924078**  
**PMG Contact:**  
 Shane Pittman, Ph.D.  
 301-320-9500

Invoice to:  
 Philip A. Fortino  
 Debevoise & Plimpton LLP  
 919 Third Avenue  
 New York, New York 10022

**Billing Hours for Client: NYC v US**  
 Apr-11

<b>Project:</b>	FDNY Entry Level Testing	
<b>Invoice #:</b>		NYCvUS Apr-11
<b>Terms:</b>	Net 15	
<b>Inv. Date:</b>	5/25/2011	
<b>Please Remit this Amount:</b>	<b>\$7,560.28</b>	
<b>Remit to:</b>	<b><u>The Pittman McLenagan Group, L.C.</u></b>	
	6626-A Wilson Lane	
	Bethesda, MD 20817	

Date	Project Description	Hours	Cost
4/1/2011	Call with experts	1.00	\$250.00
4/1/2011	Review of materials	0.75	\$187.50
4/4/2011	Review of materials	0.75	\$187.50
4/4/2011	Review of materials	0.50	\$125.00
4/5/2011	Review of materials	0.50	\$125.00
4/5/2011	Review of materials; correspondence	0.50	\$125.00
4/6/2011	Call with C. Dike	0.25	\$62.50
4/7/2011	Correspondence	0.50	\$125.00
4/7/2011	Research	0.25	\$62.50
4/7/2011	Review of materials	0.50	\$125.00
4/7/2011	Call with experts	1.75	\$437.50
4/8/2011	Call with experts	1.00	\$250.00
4/8/2011	Review of materials	0.25	\$62.50
4/11/2011	Test development session/interview	1.00	\$250.00
4/12/2011	Call with C. Dike	0.25	\$62.50
4/14/2011	Review of materials	1.00	\$250.00
4/15/2011	Review of materials	0.50	\$125.00
4/15/2011	Review of materials	0.75	\$187.50
4/24/2011	Review of materials	0.75	\$187.50
4/25/2011	Meeting with experts	7.00	\$1,750.00
4/26/2011	Review of materials	0.50	\$125.00
4/26/2011	Meeting with experts and unions	2.50	\$625.00
4/27/2011	Call with P. Fortino and C. Dike	0.50	\$125.00
4/28/2011	Review of materials	0.50	\$125.00
4/29/2011	Call with experts	1.50	\$375.00
			\$0.00
			<u>\$0.00</u>
	Expenses		1247.78
		25.25	\$7,560.28



## Exhibit 4

Invoice for Services from:

**The Pittman McLenagan Group, L.C.**

**6626-A Wilson Lane**

**Bethesda, MD 20817**

**301.320.9500**

**Tax Identification #: 52-1924078**

**PMG Contact:**

Shane Pittman, Ph.D.

301-320-9500

Invoice to:

Philip A. Fortino

Debevoise & Plimpton LLP

919 Third Avenue

New York, New York 10022

**Billing Hours for Client: NYC v US**

May-11

<b>Project:</b>	FDNY Entry Level Testing	
<b>Invoice #:</b>		NYCvUS May-11
<b>Terms:</b>	Net 15	
<b>Inv. Date:</b>	5/27/2011	
<b>Please Remit this Amount:</b>	<b>\$7,279.16</b>	
<b>Remit to:</b>	<b><u>The Pittman McLenagan Group, L.C.</u></b>	
	6626-A Wilson Lane	
	Bethesda, MD 20817	

Date	Project Description	Hours	Cost
5/3/2011	Review of materials	0.25	\$62.50
5/3/2011	Review of materials	0.25	\$62.50
5/5/2011	Review of materials	0.50	\$125.00
5/6/2011	Call with experts	1.00	\$250.00
5/6/2011	Correspondence	0.25	\$62.50
5/9/2011	Review of materials	0.25	\$62.50
5/12/2011	Call with experts	1.00	\$250.00
5/12/2011	Call with C. Dike	0.50	\$125.00
5/13/2011	Review of materials	0.25	\$62.50
5/16/2011	Review of materials	0.50	\$125.00
5/16/2011	Review of materials	1.50	\$375.00
5/17/2011	Review of materials	0.75	\$187.50
5/17/2011	Call with P. Fortino and C. Dike	1.50	\$375.00
5/17/2011	Call with experts	1.50	\$375.00
5/18/2011	Review of materials; correspondence	0.75	\$187.50
5/18/2011	Call with P. Fortino	0.50	\$125.00
5/20/2011	Test development session	4.50	\$1,125.00
5/23/2011	Call with experts	1.50	\$375.00
5/23/2011	Call with P. Fortino	1.00	\$250.00
5/23/2011	Review of materials	0.50	\$125.00
5/24/2011	Review of materials	1.00	\$250.00

5/25/2011 Review of materials	0.25	\$62.50
5/26/2011 Review of materials	2.00	\$500.00
5/26/2011 Review of materials	0.75	\$187.50
5/27/2011 Call with experts	2.00	\$500.00
5/27/2011 Call with C. Dike	0.25	\$62.50
5/27/2011 Call with union representatives, Special Master, counsel, and experts.	0.50	\$125.00

\$0.00

\$0.00

\$0.00

\$0.00

\$0.00

\$0.00

\$0.00

\$0.00

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Expenses

25.50

904.16

\$7,279.16